



# COUNTY OF LOS ANGELES

## DEPARTMENT OF PUBLIC WORKS

*"To Enrich Lives Through Effective and Caring Service"*

900 SOUTH FREMONT AVENUE  
ALHAMBRA, CALIFORNIA 91803-1331  
Telephone: (626) 458-5100  
<http://dpw.lacounty.gov>

GAIL FARBER, Director

ADDRESS ALL CORRESPONDENCE TO:  
P.O. BOX 1460  
ALHAMBRA, CALIFORNIA 91802-1460

March 13, 2012

The Honorable Board of Supervisors  
County of Los Angeles  
383 Kenneth Hahn Hall of Administration  
500 West Temple Street  
Los Angeles, California 90012

# ADOPTED

BOARD OF SUPERVISORS  
COUNTY OF LOS ANGELES

36 March 13, 2012

*Sachi A. Hamai*  
SACHI A. HAMAI  
EXECUTIVE OFFICER

Dear Supervisors:

**AWARD OF A PUBLIC WORKS CONSTRUCTION CONTRACT  
HAWTHORNE BOULEVARD AND ATLANTIC AVENUE  
IN THE UNINCORPORATED COMMUNITIES OF  
EAST RANCHO DOMINGUEZ AND LENNOX  
(SUPERVISORIAL DISTRICT 2)  
(3 VOTES)**

### **SUBJECT**

This action is to award a public works construction contract for Hawthorne Boulevard and Atlantic Avenue and authorize the Director of Public Works or her designee to execute a contract for work in the unincorporated communities of East Rancho Dominguez and Lennox.

### **IT IS RECOMMENDED THAT YOUR BOARD:**

Award and authorize the Director of Public Works or her designee to prepare the construction contract in the form previously approved by County Counsel, execute the contract and establish the effective date following receipt of approved Faithful Performance and Labor and Material Bonds and insurance filed by the contractor for Project ID No. RDC0015723 – Hawthorne Boulevard and Atlantic Avenue, for landscaping of roadway medians; parkway tree planting; construction of curb and gutter, curb ramps, sidewalk, and stamped and colored concrete pavement; and installation of irrigation systems, inductive loop detectors, and striping and pavement markings; in the unincorporated communities of East Rancho Dominguez and Lennox, to Bannaoun Engineers Constructors, in the amount of \$745,237.20.

### **PURPOSE/JUSTIFICATION OF RECOMMENDED ACTION**

The purpose of the recommended action is to obtain approval from your Board to award this construction contract and authorize the Director of Public Works (Director) or her designee to execute the contract and establish the effective contract date following receipt of approved Faithful Performance and Labor and Material Bonds and insurance filed by the contractor for this project.

On December 20, 2011, Agenda Item 38, your Board approved the project, adopted the plans and specifications, called for bids to be received on January 24, 2012, and instructed the Executive Officer of the Board of Supervisors to advertise the project.

The enclosure includes the project description, the call for bids and bid opening dates, a tabulation of bids, and financial information. The certified record of receipt of bids and the original bid proposal are also enclosed for this project.

The recommended construction contract is necessary to execute a Board-directed and approved Department of Public Works (Public Works) project in support of operational missions. Your Board's approval of the recommended contract award and the subsequent execution of the contract will ensure the timely completion of the project.

### **Implementation of Strategic Plan Goals**

The Countywide Strategic Plan directs the provisions of Operational Effectiveness (Goal 1) and Community and Municipal Services (Goal 3). Awarding this contract will provide improved infrastructure to better serve the public and enhance the quality of life in the affected communities.

### **FISCAL IMPACT/FINANCING**

This action will have no impact to the County General Fund.

The construction cost of \$745,237.20 is included in the Second Supervisorial District's Road Construction Program in the Fiscal Year 2011-12 Road Fund Budget. This project is included in the Fiscal Year 2011-12 Measure R Local Return Fund and Special Road District No. 2 Budgets.

The enclosure includes the amount of the recommended contract as compared with the engineer's estimate, the other bids received, and more detailed fiscal and financial information.

### **FACTS AND PROVISIONS/LEGAL REQUIREMENTS**

The contract agreements will be in the form previously reviewed and approved as to form by County Counsel. The recommended contract was solicited on an open-competitive basis and is in accordance with applicable Federal, State, and County requirements. The contractor is in compliance with the Chief Executive Officer's and your Board's requirements.

The award of this contract will not result in unauthorized disclosure of confidential information and will be in full compliance with Federal, State, and County regulations. This contract contains terms and conditions supporting your Board's ordinances, policies, and programs including, but not limited to: the County of Los Angeles' (County) Greater Avenues for Independence and General Relief Opportunities for Work Programs (GAIN and GROW), Board Policy No. 5.050; Contract Language to Assist in Placement of Displaced County Workers, Board Policy No. 5.110; Reporting of Improper Solicitations, Board Policy No. 5.060; Notice to Contract Employees of Newborn Abandonment Law

(Safely Surrendered Baby Law), Board Policy No. 5.135; Contractor Employee Jury Service Program, Los Angeles County Code, Chapter 2.203; Notice to Employees Regarding the Federal Earned Income Credit (Federal Income Tax Law, Internal Revenue Service Notice 1015); Contractor Responsibility and Debarment, Los Angeles County Code, Chapter 2.202; the County's Child Support Compliance Program, Los Angeles County Code, Chapter 2.200; the County's Defaulted Property Tax Reduction Program Ordinance, Los Angeles County Code, Chapter 2.206; Local Business Enterprise Preference Program, Los Angeles County Code, Chapter 2.204; and the standard Board-directed clauses that provide for contract termination or renegotiation.

The State Public Contract Code requires the County to award construction contracts to a responsible contractor with the lowest responsive bid, which is defined as the firm that: (1) submits the bid with the lowest cost; (2) is deemed by the County to be responsive to specific criteria under the solicitation including, but not limited to, licensure, bonding, and insurance requirements; and (3) is determined by the County to be a responsible bidder by exhibiting the capability, capacity, experience, trustworthiness, and financial wherewithal to perform the work required under the bid solicitation.

To ensure the contract is awarded to a responsible contractor with a satisfactory history of performance, bidders are required to report violations of the False Claims Act, criminal convictions, civil litigation, defaulted contracts with the County, complaints filed with the Contractor's State License Board, labor law/payroll violations, and debarment actions. As provided for in Board Policy No. 5.140, the information reported by each respective contractor was considered before making this recommendation to award.

The plans and specifications include the contractual provisions, methods, and material requirements necessary for this project and are on file with Public Works.

### **ENVIRONMENTAL DOCUMENTATION**

On December 20, 2011, Agenda Item 38, your Board found this project categorically exempt from the provisions of the California Environmental Quality Act.

### **CONTRACTING PROCESS**

The contract was solicited on an open-competitive basis in accordance with the provisions of the State Public Contract Code.

The State Labor Code requires contractors to pay prevailing wage rates to all persons employed on public works construction contracts. These rates are determined by the Department of Industrial Relations and include contributions for fringe benefits such as vacations, pension funds, training, and health plans for each employee.

To further increase contractor awareness of contracting opportunities with Public Works, this project was listed on the County website for upcoming bids. Public Works will review and approve the Faithful Performance and payment bonds filed by the contractor.

### **IMPACT ON CURRENT SERVICES (OR PROJECTS)**

This construction contract will result in improved public works infrastructure in the communities

where the work is scheduled.

**CONCLUSION**

Please return one adopted copy of this letter to the Department of Public Works, Construction Division.

Respectfully submitted,

A handwritten signature in black ink that reads "Gail Farber". The script is cursive and fluid, with the first name "Gail" and last name "Farber" clearly legible.

GAIL FARBER  
Director

GF:JTS:lg

Enclosures

c: Chief Executive Office (Rita Robinson)  
County Counsel  
Executive Office  
Internal Services Department (Countywide  
Contract Compliance)

AWARD OF CONTRACT  
March 13, 2012

PROJECT ID NO. RDC0015723 - Hawthorne Boulevard and Atlantic Avenue (in the unincorporated communities of East Rancho Dominguez and Lennox) Supervisorial District 2

CALL FOR BIDS DATE: December 20, 2011 (Agenda Item 38)

BID OPENING DATE: January 24, 2012

TYPE OF WORK: Landscaping of roadway medians; parkway tree planting; construction of curb and gutter, curb ramps, sidewalk, and stamped and colored concrete pavement; installation of irrigation systems, inductive loop detectors, striping and pavement markings; and the performance of other appurtenant work.

BID SUMMARY:

Low:	Bannaoun Engineers Constructors 9614 Cozycroft Avenue Chatsworth, California 91311 (818) 777-0040	\$ 745,237.20
2	Excel Paving Company	\$ 802,213.85
3	Advanced Construction	\$ 806,227.50
4	Yakar	\$ 832,273.81
5	STL Landscape, Inc.	\$ 840,899.00
6	Diversified Landscape Management, Inc.	\$ 845,252.45
7	Environmental Construction, Inc.	\$ 869,007.35
8	Sully-Miller Contracting Company	\$ 874,667.50
9	Griffith Company	\$ 891,279.40
10	Green Giant Landscape, Inc.	\$ 934,600.00
11	Los Angeles Engineering, Inc.	\$1,021,916.60

KASA Construction was the apparent low bidder with a bid of \$689,770; however, they requested that their bid be withdrawn due to a clerical error resulting in a significant underbid. Our review confirmed that a bonafide clerical error had been made and that KASA Construction should be relieved of its bid proposal as provided in the "Instructions to Bidders." Therefore, we recommend award of the contract to the next lowest responsible bidder.

#### FINANCIAL INFORMATION:

Amount of estimate	\$1,053,064.00
Amount of recommended contract	\$ 745,237.20
Amount of recommended contract below estimate	\$ 307,826.80

The amount of recommended contract is 29 percent below the estimate.

The construction contract to complete this project is \$745,237.20. The total project cost is estimated to be \$1,398,000. In addition to the construction contract cost, the total project cost includes the costs of preparation of plans and specifications, consultant services, survey, material testing, inspection, contract administration, change order contingency, and other County services.

The project cost will be financed using \$57,000 in Special Road District No. 2 funds and \$1,341,000 from the Second Supervisorial District's Road Construction Program. This project is included in the Fiscal Year 2011-12 Measure R Local Return Fund and Special Road District No. 2 Budgets.

The annual maintenance cost of the landscaping improvements including graffiti removal is estimated to be \$41,000. Sufficient appropriation has been included in the Second Supervisorial District's Fiscal Year 2012-13 Road Construction Program to finance the ongoing maintenance cost.

#### MINORITY/WOMEN-OWNED BUSINESS ENTERPRISE DATA:

Bannaoun Engineers Constructors has one MWBE subcontractors/suppliers under this contract yielding a DBE participation of 7 percent. This contract does not have a Federal or State DBE goal.

#### ENVIRONMENTAL IMPACT:

On December 20, 2011, Agenda Item 38, your Board found this project categorically exempt from the provisions of the California Environmental Quality Act.

#### CONSTRUCTION SCHEDULE:

The contract specifications require the work to be completed in 105 Working Days. It is estimated that the work will start in May and be completed in October 2012.

RE:lg